



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 10, 1999

Kirk L. Jowers, Esquire
Wiley, Rein & Fielding
1776 K Street, N.W.
Washington, D.C. 20006

RE: MUR 4908
D.C. Republican Committee Federal
Campaign and Roger Moffatt, as
treasurer

Dear Mr. Jowers:

On October 25, 1999, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(iii) and (i), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

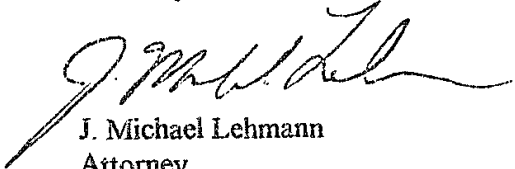
The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Kirk L. Jowers, Esquire
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Enclosed you will find a copy of the fully executed conciliation agreement for your files.
If you have any questions, please contact me at (202) 694-1650.

Sincerely,



J. Michael Lehmann
Attorney

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4908
D.C. Republican Committee Federal)
Campaign Committee and Roger Moffatt,)
as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that D.C. Republican Committee Federal Campaign Committee and Roger Moffatt, as treasurer ("Respondents") violated 2 U.S.C. § 434(a)(4)(A)(iii) and (i).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. D.C. Republican Committee Federal Campaign Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent Roger Moffatt is the treasurer of D.C. Republican Committee Federal Campaign Committee.

3. The Federal Election Campaign Act of 1971, as amended, ("Act") requires treasurers of political committees other than authorized committees of a candidate to file periodic reports of receipts and disbursements. 2 U.S.C. § 434(a)(1).

4. On November 21, 1997, the Commission entered into a conciliation agreement with Respondents for failure to timely file their 1995 Mid-Year and Year-End Reports, as well as their 1996 30 Day Post-General Election Report. *See* MUR 4702.

5. In any calendar year in which a regularly scheduled election is held, political committees, other than an authorized committees of a candidate, shall file a post-general election report no later than the 30th day after the general election, which shall be complete as of the 20th day after such election. 2 U.S.C. § 434(a)(4)(A)(iii).

6. In any calendar year in which a regularly scheduled election is held, political committees, other than authorized committees of candidates, shall file quarterly reports no later than the 15th day after the last day of each calendar quarter except that the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. 2 U.S.C. § 434(a)(4)(A)(i).

7. Pursuant to the Act, Respondents were required to file a 30-Day Post-General Report by December 3, 1998 and a Year-End Report by January 31, 1999. 2 U.S.C. § 434(a)(4)(A)(iii) and (i). They filed a combined 30-Day Post-General and Year-End Report on March 12, 1999. That Report disclosed receipts totaling \$15,190.00 and disbursements totaling \$8,618.00 during the applicable period.

V. Respondents failed to timely file their 1998 Post-General and Year-End Reports in violation of 2 U.S.C. § 434(a)(4)(A)(iii) and (i).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of \$4,000.00 (four thousand) dollars pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

1. One initial payment of \$2,000 due on October 11, 1999;
2. Thereafter, beginning on November 1, 1999, consecutive monthly installment payments of \$1,000 each;
3. Each such installment shall be paid on the first day of the month in which it becomes due;
4. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to Respondents. Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

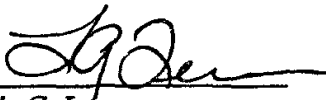
IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

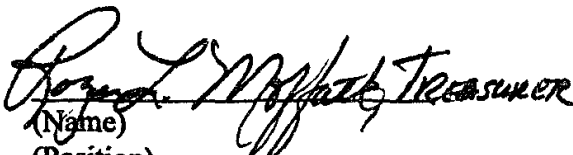
Lawrence M. Noble
General Counsel

BY:


Lois G. Lerner
Associate General Counsel

11/10/99
Date

FOR THE RESPONDENTS:


(Name) Treasurer
(Position)
Date 9/10/99

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